



**Peggy
Livingston/ENF/R8/US
EPA/US**

08/16/2006 09:51 AM

To kmurray@chapman.com

cc Kerry Gee <kcgee@unitedpark.com>, Mark Elmer
<Mark.Elmer@usdoj.gov>

bcc

Subject Re: Richardson

I expect we'll be able to lodge the past costs CDs in the next few days. Mark should be back tomorrow or Friday, and we can confirm that then.

Peggy Livingston
Enforcement Attorney
EPA Region 8
303-312-6858 (phone)
303-312-6953 (fax)
Kevin Murray <kmurray@chapman.com>



**Kevin Murray
<kmurray@chapman.co
m>**

08/15/2006 08:20 PM

Please respond to
kmurray@chapman.com

To Kerry Gee <kcgee@unitedpark.com>, Mark Elmer
<Mark.Elmer@usdoj.gov>, Peggy
Livingston/ENF/R8/USEPA/US@EPA

cc

Subject Re: Richardson

Yes the first question relates to the past cost CD.
Sent from my BlackBerry® wireless handheld

-----Original Message-----

From: Kerry Gee <kcgee@unitedpark.com>
Date: Tue, 15 Aug 2006 23:52:09
To: "Kevin R. Murray" <kmurray@chapman.com>, Mark Elmer
<Mark.Elmer@usdoj.gov>, "Livingston.Peggy@epamail.epa.gov(ReceiptNotification
Requested) (IPM ReturnRequested)" <Livingston.Peggy@epamail.epa.gov>
Cc: Kerry Gee <kcgee@unitedpark.com>
Subject: Re: Richardson

Kevin:

I think the CD for past costs is pending. The accountants are anxious because they don't want to miss it

Thanks

Kerry
Sent from my BlackBerry wireless handheld.

-----Original Message-----

From: Kevin Murray <kmurray@chapman.com>
Date: Tue, 15 Aug 2006 17:48:39

To: "Mark C. Elmer" <Mark.Elmer@usdoj.gov>, "Livingston.Peggy@epamail.epa.gov
(ReceiptNotification Requested) (IPM Return
Requested)" <Livingston.Peggy@epamail.epa.gov>
Cc: Kerry Gee <kcgee@unitedpark.com>
Subject: Richardson

Mark, Peggy, I just wanted to check in on a couple of fronts?

1. Do you have an estimated date on Lodging for the RD/RA decree.
The accounts are pestering me.
2. Where are we on the RD/RA decree? Kerry has instructed me that he
has to get the wedge buttress done this construction season (which
ends mid October). If the decree is out of reach (which it may be
now) we may have to examine alternatives on that portion of the work.
3. We have another financial assurance issue on the RD/RA decree.
That will will raise regarding the reduction of the insurance amount
over time. I will get with you soon about this issue.

Kevin Murray
Chapman and Cutler LLP
201 South Main Street, Suite 2000
Salt Lake City, Utah 84101-1685
Direct Dial 801-320-6754
Fax 801-359-8256
kmurray@chapman.com

CIRCULAR 230 DISCLOSURE:

ANY STATEMENTS REGARDING TAX MATTERS MADE HEREIN, INCLUDING ANY
ATTACHMENTS, CANNOT BE RELIED UPON BY ANY PERSON TO AVOID TAX PENALTIES AND
ARE NOT INTENDED TO BE USED OR REFERRED TO IN ANY MARKETING OR PROMOTIONAL
MATERIALS. TO THE EXTENT THIS COMMUNICATION CONTAINS A TAX STATEMENT OR TAX
ADVICE, CHAPMAN AND CUTLER LLP DOES NOT AND WILL NOT IMPOSE ANY LIMITATION
ON DISCLOSURE OF THE TAX TREATMENT OR TAX STRUCTURE OF ANY TRANSACTIONS TO
WHICH SUCH TAX STATEMENT OR TAX ADVICE RELATES.

Chapman and Cutler LLP is an Illinois limited liability partnership that has elected to be
governed by the Illinois Uniform Partnership Act (1997).